

Message Text

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ACTION OES-04

INFO OCT-01 EA-06 ISO-00 EB-07 COME-00 NSF-01 USIA-06

HEW-02 L-02 ERDA-05 CIAE-00 INR-07 NSAE-00 NAS-01

DODE-00 EPA-01 CEQ-01 CU-02 TRSE-00 OMB-01 SP-02 SS-15

NSC-05 /069 W

----- 120528

R 191007Z MAR 75

FM AMEMBASSY MANILA

TO SECSTATE WASHDC 1475

LIMITED OFFICIAL USE SECTION 1 OF 2 MANILA 3497

E.O. 11652: N/A

TAGS: EGEN, RP

SUBJECT: PROPOSED TECHNICAL AND SCIENTIFIC AGREEMENT WITH GOP

SUMMARY: GOP HAS SHOWN CONTINUED INTEREST IN NEGOTIATING A SCIENTIFIC AND TECHNICAL COOPERATION AGREEMENT WITH USG. AGREEMENT DRAFTED BY EMBASSY AND FORWARDED TO DEPARTMENT'S COMMENTS. END SUMMARY

1. DURING THE JULY 1974 ECONOMIC NEGOTIATIONS IN MANILA, RP PANEL FORMALLY PROPOSED NEGOTIATION OF A TECHNICAL AND SCIENTIFIC COOPERATION AGREEMENT. US PANEL CONVEYED ITS PRELIMINARY OBSERVATION THAT SUCH AGREEMENT SHOULD BE FEASIBLE AND SUGGESTED BOTH PANELS STUDY WHETHER IT SHOULD BE INCORPORATED INTO PROPOSED TREATY ON ECONOMIC COOPERATION OR WHETHER IT SHOULD BE MADE SEPARATE AGREEMENT. US PANEL SUGGESTED THAT SEPARATE AGREEMENT MAY BE MORE PRACTICAL. US PANEL THEN SUPPLIED GOP PANEL WITH COPY OF US/AUSTRALIAN SCIENTIFIC AND TECHNICAL COOPERATION AGREEMENT. TALKS WERE THEN SUSPENDED WITHOUT FURTHER DISCUSSION OF THIS TOPIC.

2. SUBSEQUENTLY, EXEC. SECTY. MELCHOR REQUESTED ECON COUNSELOR ARNOLD TO INFORMALLY PROVIDE HIM WITH SEPARATE LIMITED OFFICIAL USE

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AND SPECIFIC DRAFT OF POSSIBLE US/RP TECHNICAL AND

SCIENTIFIC COOPERATION AGREEMENT FOR HIS STUDY. BELOW DRAFT WAS FURNISHED HIM. THE WORKING FOR THIS DRAFT WAS MAINLY TAKEN FROM US/AUSTRALIAN AGREEMENT (TIAS 65891) DATED OCTOBER 16, 1968, WITH CERTAIN MODIFICATIONS UTILIZING SOME WORDING FROM US/JAPAN ENERGY COOPERATION AGREEMENT (TIAS 79051) DATED JULY 15, 1974.

3. PROPOSED DRAFT US/RP SCIENTIFIC AND TECHNICAL COOPERATION AGREEMENT AS FOLLOWS: QUOTE AGREEMENT RELATING TO SCIENTIFIC AND TECHNICAL COOPERATION BETWEEN THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES. PARA THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES, PARA RECOGNIZING THAT SCIENTIFIC AND TECHNICAL COOPERATION WILL ADVANCE THE STATE OF SCIENCE AND STRENGTHEN THE BONDS OF FRIENDSHIP TO THEIR MUTUAL BENEFIT, PARA DESIRING TO PROMOTE IN AREAS OF COMMON INTEREST THE CLOSEST COLLABORATION BETWEEN THE CIVIL SCIENTIFIC AGENCIES OR INSTITUTIONS OF BOTH COUNTRIES, PARA HAVE AGREED AS FOLLOWS:

ARTICLE I

PARA THE PRINCIPAL OBJECT OF THIS COOPERATION IS TO PROVIDE ADDITIONAL OPPORTUNITIES TO EXCHANGE IDEAS, INFORMATION, SKILLS AND TECHNIQUES, TO COLLABORATE ON PROBLEMS OF MUTUAL INTEREST, TO WORK TOGETHER IN UNIQUE ENVIRONMENTS AND TO UTILIZE SPECIAL FACILITIES. PARA

ARTICLE 2

PARA 1. TO THE EXTENT THAT THE TWO GOVERNMENTS AGREE, THIS COOPERATION MAY TAKE THE FOLLOWING FORMS:

(A) VISITS AND EXCHANGES OF SCIENTISTS, ENGINEERS, TECHNICIANS AND OTHER EXPERTS ON GENERAL OR SPECIFIC SUBJECTS; PARA

(B) CONDUCTING JOINT RESEARCH PROJECTS AND PROGRAMS;

PARA

(C) CONVOCAION OF JOINT MEETINGS OF VARIOUS FORMS, SUCH AS THOSE OF EXPERTS, TO DISCUSS AND EXCHANGE INFORMATION ON SCIENTIFIC AND TECHNOLOGICAL OFFICIAL USE

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LOGICAL ASPECTS OF GENERAL OR SPECIFIC SUBJECTS AND TO IDENTIFY RESEARCH AND DEVELOPMENT PROJECTS AND PROGRAMS WHICH MAY BE USEFULLY UNDERTAKEN ON A COOPERATIVE BASIS; AND PARA

(D) ANY OTHER JOINT ACTIVITY WHICH MAY FURTHER SCIENTIFIC AND TECHNICAL COOPERATION. PARA

PARA 2. THE SCIENTISTS AND EXPERTS INVOLVED MAY BE THOSE

IN GOVERNMENT AGENCIES OR IN ACADEMIC OR OTHER INSTITUTIONS OF EITHER COUNTRY. PARA

ARTICLE 3

PARA IN APPROPRIATE CASES SCIENTISTS, EXPERTS, AGENCIES OR INSTITUTIONS OF THIRD COUNTRIES MAY BE ENCOURAGED TO PARTICIPATE IN PARTICULAR COOPERATIVE PROJECTS OR PROGRAMS. PARA

ARTICLE 4

PARA EACH GOVERNMENT SHALL BEAR, IN ACCORDANCE WITH ITS APPROPRIATE FINANCIAL AND BUDGETARY PROCESSES AND SUBJECT TO THE AVAILABILITY OF FUNDS, THE COSTS OF DISCHARGING ITS RESPONSIBILITIES UNDER PARTICULAR PROJECTS OR PROGRAMS; IN SPECIFIC CASES THE COSTS SHALL BE BORNE AS AGREED BETWEEN THE RESPECTIVE GOVERNMENTS. PARA

ARTICLE 5

PARA EACH GOVERNMENT SHALL FACILITATE ENTRY TO AND EXIT FROM ITS TERRITORY OF PERSONNEL AND EQUIPMENT OF THE OTHER COUNTRY, ENGAGED ON OR USED IN PROJECTS AND PROGRAMS UNDER THIS AGREEMENT. PARA

ARTICLE 6

PARA SCIENTIFIC INFORMATION DERIVED FROM A COOPERATIVE ACTIVITY UNDER THIS AGREEMENT WILL BE MADE AVAILABLE TO THE WORLD'S SCIENTIFIC COMMUNITY THROUGH CUSTOMARY CHANNELS AND IN ACCORDANCE WITH THE NORMAL PROCEDURES OF EACH GOVERNMENT FOR THE PARTICULAR ACTIVITY. PARA

ARTICLE 7

PARA THE TWO GOVERNMENTS WILL JOINTLY REVIEW THE PROGRESS OF COOPERATION UNDER THIS AGREEMENT FROM TIME TO TIME. PARA LIMITED OFFICIAL USE

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ARTICLE 8

PARA THE TWO GOVERNMENTS MAY CONCLUDE IMPLEMENTING ARRANGEMENTS THROUGH APPROPRIATE CHANNELS WITH RESPECT TO PARTICULAR PROJECTS OR PROGRAMS IN THE SCIENTIFIC AND TECHNICAL FIELD. AN IMPLEMENTING ARRANGEMENT MAY SPECIFY THE AREA OF COOPERATION, THE AGENCIES INVOLVED, THE PROCEDURES TO BE FOLLOWED, INCLUDING FINANCIAL ARRANGEMENTS, AND OTHER APPROPRIATE MATTERS THE TERMS OF THIS AGREEMENT SHALL APPLY TO THE IMPLEMENTING ARRANGEMENT UNLESS THE PARTIES OTHERWISE AGREE. PARA

ARTICLE 9

PARA UPON THE REQUEST OF EITHER GOVERNMENT THE TWO GOVERNMENTS SHALL CONSULT WITH REGARD TO ANY AMENDMENT OF,

OR OTHER MATTER RELATING TO THIS AGREEMENT OR ANY IMPLEMENTING ARRANGEMENT MADE UNDER THIS AGREEMENT. PARA SULLIVAN

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ACTION OES-04

INFO OCT-01 EA-06 ISO-00 EB-07 COME-00 NSF-01 USIA-06

HEW-02 L-02 ERDA-05 CIAE-00 INR-07 NSAE-00 NAS-01

DODE-00 EPA-01 CEQ-01 CU-02 TRSE-00 OMB-01 SP-02 SS-15

NSC-05 /069 W

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R 191007Z MAR 75

FM AMEMBASSY MANILA

TO SECSTATE WASHDC 1476

LIMITED OFFICIAL USE SECTION 2 OF 2 MANILA 3497

E.O. 11652: N/A

TAGS: EGEN, RP

SUBJECT: PROPOSED TECHNICAL AND SCIENTIFIC AGREEMENT WITH GOP

ARTICLE 10

PARA NOTHING IN THIS AGREEMENT SHALL BE CONSTRUED TO PREJUDICE OTHER ARRANGEMENTS FOR SCIENTIFIC AND TECHNICAL COOPERATION BETWEEN THE TWO GOVERNMENTS. PARA

ARTICLE 11

PARA THE TERMINATION OF THIS AGREEMENT SHALL NOT AFFECT THE CARRYING OUT OF ANY PROJECT AND PROGRAM UNDERTAKEN IN ACCORDANCE WITH THE IMPLEMENTING ARRANGEMENTS REFERRED TO IN ARTICLE 8 AND NOT FULLY EXECUTED AT THE TIME OF THE TERMINATION OF THIS AGREEMENT. PARA

ARTICLE 12

PARA 1. THIS AGREEMENT SHALL ENTER INTO FORCE UPON SIGNATURE AND REMAIN IN FORCE FOR FIVE YEARS. PARA HOWEVER, EITHER GOVERNMENT MAY AT ANY TIME GIVE NOTICE

TO THE OTHER GOVERNMENT OF ITS INTENTION TO TERMINATE
THIS AGREEMENT, IN WHICH CASE THIS AGREEMENT WILL
TERMINATE SIX MONTHS AFTER SUCH NOTICE HAS BEEN GIVEN.
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PARA 2. THIS AGREEMENT MAY BE EXTENDED BY MUTUAL
AGREEMENT FOR A FURTHER SPECIFIED PERIOD. PARA
IN WITNESS WHEREOF THE UNDERSIGNED, BEING DULY AUTHOR-
IZED BY THEIR RESPECTIVE GOVERNMENTS, HAVE SIGNED THIS
AGREEMENT. PARA DONE AT MANILA THIS DAY OF
ONE THOUSAND NINE HUNDRED AND IN DUPLI-
CATE IN THE ENGLISH LANGUAGE. UNQUOTE

4. ACTION REQUESTED: DEPT REVIEW DRAFT AND PROVIDE EMB
WITH (1) COMMENTS AS TO THE ACCEPTABILITY OF NEGOTIATING
SUCH AN AGREEMENT WITH THE GOP, AND (2) IF ACCEPTABLE,
ANY MODIFICATION OR COMMENTS ON EMB DRAFT AGREEMENT.
ONCE EMB RECEIVES DEPT'S REACTION AND IF FAVORABLE WILL
EXPLORE FURTHER WITH GOP BEFORE REQUESTING FORMAL 175
AUTHORITY.
SULLIVAN

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Message Attributes

Automatic Decaptioning: X
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Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: SCIENTIFIC COOPERATION, AGREEMENT DRAFT, TECHNOLOGICAL EXCHANGES
Control Number: n/a
Copy: SINGLE
Draft Date: 19 MAR 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: MartinML
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750095-0790
From: MANILA
Handling Restrictions: n/a
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ISecure: 1
Legacy Key: link1975/newtext/t19750337/aaaabgvb.tel
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TAGS: EGEN, RP, US
To: STATE
Type: TE
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